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**6 Attorneys for Defendants
7 QUEST DIAGNOSTIC BENEFIT PLAN and
AETNA LIFE INSURANCE COMPANY**

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SHANNON WELLS, } CASE NO. C08-04155 SC
Plaintiff, } STIPULATION RE DISMISSAL
vs. } OF ACTION
QUEST DIAGNOSTIC BENEFIT PLAN, }
Defendant. }
AETNA LIFE INSURANCE COMPANY, }
Real Party in } Interest. })

21 | TO THE COURT:

22 The parties hereto, Plaintiff Shannon Wells, and Defendants, Quest
23 Diagnostic Benefit Plan and Aetna Life Insurance Company, by and through their
24 respective counsel of record, stipulate as follows:

Whereas, Aetna Life Insurance Company has determined that Shannon K. Wells is disabled and eligible to receive monthly benefits effective September 17, 2007 and continuing through the present time, the parties stipulate as follows:

1 1. Ms. Wells, through her counsel, shall negotiate directly with Quest
2 Diagnostics for employer paid restoration of family medical benefits and life
3 insurance, and for reimbursement of sums which she has paid to maintain medical
4 and life insurance benefits since September 17, 2007;

5 2. Aetna Life Insurance Company will permit, on application of the
6 employer, the restoration of family medical benefits, through the Plan in issue; and,

7 3. All other issues having been resolved, the parties agree that this case shall
8 be dismissed with prejudice, provided that the Court will retain jurisdiction to
9 reopen the case to enforce the provisions of paragraph 2.

10 IT IS SO STIPULATED.

12 DATED: November 3, 2008

GORDON & REES LLP

14 By _____ S/
15 Ronald K. Alberts
16 Tad A. Devlin
17 Tamar Karaguezian
18 Attorneys for Defendants
19 QUEST DIAGNOSTIC BENEFIT PLAN
20 and
21 AETNA LIFE INSURANCE COMPANY

19 DATED: November 3, 2008

LAW OFFICES OF
LAURENCE F. PADWAY

22 By _____ S/
23 Laurence F. Padway
24 Attorneys for Plaintiff
25 SHANNON WELLS

26 STIPULATION RE DISMISSAL

Gordon & Rees LLP
275 Battery Street, Suite 2000
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SHANNON WELLS,) CASE NO. C08-04155 SC
Plaintiff,)
vs.) [PROPOSED] ORDER
QUEST DIAGNOSTIC BENEFIT PLAN,)
Defendant.)
AETNA LIFE INSURANCE COMPANY,)
Real Party in)
Interest.)

ORDER

IT IS HEREBY ORDERED that the entire action is dismissed, with prejudice, pursuant to the stipulation of counsel dated October 31, 2008.

Dated: 11/3 , 2008

